

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 76 - HB 289

March 30, 2009

SUMMARY OF BILL: Replaces the terms “malpractice,” “medical malpractice,” and “medical malpractice action” with “health care liability action” and revises guidelines regarding damages, expert testimony, the claimant’s burden, the plaintiff’s demand for specific sum inadmissible during trial and attorney fees in such cases.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

Assumptions:

- The provisions of the bill could lead to medical malpractice insurance companies filing revised rate forms with the Department of Commerce and Insurance for review.
- Any cost can be accommodated within existing resources without an increase appropriation or reduced reversion.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

/kml